

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

JEROME DAVIS,

Plaintiff,

vs.

ASARCO, et al.,

Defendants.

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4:05cv3220

MEMORANDUM AND ORDER

This matter is before the court on filing no. 20, the motion by the plaintiff, Jerome Davis, for voluntary dismissal of the above-entitled case, without prejudice. Pursuant to Fed. R. Civ. P. 41(a), the motion is granted. No defendant has been served with process.

THEREFORE, IT IS ORDERED:

1. That filing no. 20 is granted, and the above-entitled case is dismissed, without prejudice, at the plaintiff's request; and

2. That judgment will be entered accordingly

August 16, 2006.

BY THE COURT

s/ Richard G. Kopf
United States District Judge